

DEFENSE

Global Peace Operations Initiative

**Agreement Between the
UNITED STATES OF AMERICA
and ITALY**

Effectuated by Exchange of Notes at
Rome April 6 and 12, 2006



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966
(80 Stat. 271; 1 U.S.C. 113)—

“ . . . the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

ITALY

Defense: Global Peace Operations Initiative

*Agreement effected by exchange of notes at
Rome April 6 and 12, 2006;
Entered into force April 12, 2006.*

No. 318

The Embassy of the **United States of America** presents its compliments to the Ministry of Foreign Affairs of the **Government of Italy** and requests the withdrawal of U.S. Embassy Rome Note 29, addressed to the Ministry of Foreign Affairs on January 10, 2006.

The Embassy of the **United States of America** has the honor to refer to earlier discussions between representatives of the two Governments regarding the participation of Italy and other member nations of the South Eastern European Brigade in peacekeeping operations and the furnishing of articles and services from the United States of America to the **Government of Italy** pursuant to the Global Peace Operations Initiative. In accordance with these discussions, it is proposed that the Government of Italy agree, with respect to such articles and services:

A. That unless the consent of the **Government of the United States of America** has been first obtained the **Government of Italy** shall not:

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Piazzale della Farnesina, 1
00194 Rome

- (I) Permit any use of such **articles or services by anyone** not an officer, employee or agent of the **Government of Italy**;
- (II) Transfer or permit any **officer, employee or agent of the Government of Italy** to transfer such articles or services by **gift, sale or otherwise**; or
- (III) Use or permit the use of such **articles or services for purposes other than those for which provided**;

B. That such articles or services **shall be returned to the Government of the United States of America** when they are no longer needed for the purposes for which they were furnished, **unless the Government of the United States of America** consents to another disposition;

C. That the net proceeds of sale received by the **Government of Italy** in disposing of, with prior written consent of the **Government of the United States of America**, any article furnished by the **Government of the United States of America** on a grant basis, including scrap from any such article, shall be paid to the **Government of the United States of America**;

D. That the Government of Italy shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles or services by the Government of the United States of America; that it shall, as the Government of the United States of America may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States of America with regard to the use thereof by the Government of Italy; and

F. That the Government of the United States of America may also, from time to time, make the provision of articles and services furnished under other authority (except the United States Arms Export Control Act) subject to the terms and conditions of the agreement proposed herein. (Transfers under the United States Arms Export Control Act shall continue to be governed by the requirements of that Act and United States regulations applicable to such transfers.)

The note of the Ministry of Foreign Affairs stating that the foregoing is acceptable to the Government of Italy shall, together with this note, constitute an agreement between the two Governments, which shall enter into force on the date of the Ministry's note.

The Embassy of the **United States of America** avails itself of this opportunity to renew to the **Ministry of Foreign Affairs of Italy** the assurances of its highest consideration.

Embassy of the United States of America

Rome, April 6, 2006





NOTA VERBALE

The Ministry of Foreign Affairs of the Government of Italy presents its compliments to the Embassy of the United States of America and acknowledges receipt of the Embassy's Note No. 318, dated April 6, 2006, which reads as follows:

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Government of Italy and requests the withdrawal of U.S. Embassy Rome Note 29, addressed to the Ministry of Foreign Affairs on January 10, 2006.

The Embassy of the United States of America has the honor to refer to earlier discussions between representatives of the two Governments regarding the participation of Italy and other member nations of the South Eastern European Brigade in peacekeeping operations and the furnishing of articles and services from the United States of America to the Government of Italy pursuant to the Global Peace Operations Initiative. In accordance with these discussions, it is proposed that the Government of Italy agree, with respect to such articles and services:

A. That unless the consent of the Government of the United States of America has been first obtained the Government of Italy shall not:

(I) Permit any use of such articles or services by anyone not an officer, employee or agent of the Government of Italy;

(II) Transfer or permit any officer, employee or agent of the Government of Italy to transfer such articles or services by gift, sale or otherwise; or

(III) Use or permit the use of such articles or services for purposes other than those for which provided;

B. That such articles or services shall be returned to the Government of the United States of America when they are no longer needed for the purposes for which they were furnished, unless the Government of the United States of America consents to another disposition;

C. That the net proceeds of sale received by the Government of Italy in disposing of, with prior written consent of the Government of the United States of America, any article furnished by the Government of the United States of



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America on a grant basis, including scrap from any such article, shall be paid to the Government of the United States of America;

D. That the Government of Italy shall maintain the security of such articles and services; that it shall provide substantially the same degree of security protection afforded to such articles or services by the Government of the United States of America; that it shall, as the Government of the United States of America may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States of America with regard to the use thereof by the Government of Italy;

E. That the Government of the United States of America may also, from time to time, make the provision of articles and services furnished under other authority (except the United States Arms Export Control Act) subject to the terms and conditions of the agreement proposed herein. (Transfers under the United States Arms Export Control Act shall continue to be governed by the requirements of that Act and United States regulations applicable to such transfers.)

The note of the Ministry of Foreign Affairs stating that the foregoing is acceptable to the Government of Italy shall, together with this note, constitute an agreement between the two Governments, which shall enter into force on the date of the Ministry's note.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs of Italy the assurances of its highest consideration.

The Ministry of Foreign Affairs of the Government of Italy has the honor to confirm that the proposals set forth in the Embassy's note are acceptable to the Government of Italy and that the Embassy's note and this note in reply shall constitute an Agreement between the two governments which shall enter into force on this date. *h*

Roma, 12 aprile 2006

All'Ambasciata degli Stati Uniti

ROMA